

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

ACTS AND RESOLVES

AS PASSED BY THE

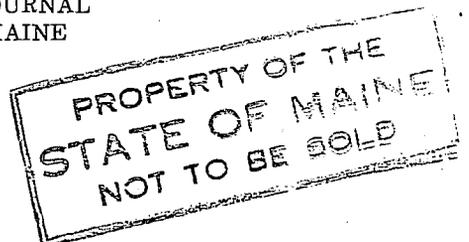
Ninety-fourth Legislature

OF THE

STATE OF MAINE

Published by the Director of Legislative Research in accordance with subsection VI of section 26 of chapter 9 of the Revised Statutes of 1944.

KENNEBEC JOURNAL
AUGUSTA, MAINE
1949



PUBLIC LAWS
OF THE
STATE OF MAINE

As Passed by the Ninety-fourth Legislature

1949

motor vehicle to be so operated, subject to the provisions of section 44, as follows: a sum equal to 23 mills on each dollar of the maker's list price for the 1st or current year of model, 16½ mills for the 2nd year, 12½ mills for the 3rd year, 9 mills for the 4th year, 5½ mills for the 5th year, and 3 mills for the 6th and succeeding years; provided, however, that whenever an excise tax has been paid for the previous calendar year on the same motor vehicle the excise tax for the new calendar year shall be assessed as if the vehicle was in its next year of the model; provided, however, that persons registering under the provisions of section 54, the state and political subdivisions thereof, volunteer fire departments, bona fide dealers or manufacturers of motor vehicles, which motor vehicles are solely for the purpose of demonstration and sale and which constitute stock in trade, telephone and telegraph companies subject to the excise tax set forth in sections 120 to 126, inclusive, of chapter 14, express companies subject to the excise tax as set forth in sections 127 to 130, inclusive, of chapter 14, the vehicles of charitable, benevolent, literary, and scientific organizations which are used exclusively in carrying on charitable, benevolent, literary, or scientific work in this state, railroad companies subject to the excise tax set forth in sections 109 to 119, inclusive, of chapter 14, excepting however, motor busses used exclusively for the transportation of passengers for hire, shall not be subject to the excise herein provided; and provided further, that in all cases where the excise tax under the preceding provisions of this section amounts to less than \$5, a minimum tax of \$5 shall be levied; and provided further that in respect to non-commercial vehicles on and after the 7th year of a model, the maximum amount to be levied as an excise tax under the provisions of this section shall be \$10.'

Effective August 6, 1949

Chapter 78

AN ACT Relating to Powers of Baxter State Park Authority.

Be it enacted by the People of the State of Maine, as follows:

R. S., c. 32, §§ 31-A - 31-D, additional. Chapter 32 of the revised statutes is hereby amended by adding thereto 4 new sections to be numbered 31-A to 31-D, to read as follows:

'Sec. 31-A. Rules and regulations; violation of; penalties. The Baxter State Park authority may from time to time establish such rules and regulations as it deems necessary for the protection and preservation of said

park and of the monuments or structures thereon, for the protection and safety of the public, and for the proper observance of the conditions and restrictions expressed in the deeds of trust of the park to the state. Before promulgating the same, they shall be submitted to the attorney-general, and if he shall certify that in his opinion they are in conformity with the law, they shall thereupon, together with paragraphs 2 and 3 of this section, be published once a week for 2 successive weeks in a newspaper published and printed in whole or in part in either Penobscot county or Piscataquis county, and posted in at least 4 places within said park, whereupon they shall take effect. A certificate of such publication and posting shall be executed by a majority of the members of said park authority and filed with the secretary of state, who shall record the same.

Whoever violates any of the rules and regulations of said park authority, promulgated in conformity with the provisions of this section, shall be punished by a fine of not more than \$50 and costs, or by imprisonment for not more than 30 days, or by both such fine and imprisonment.

Whoever wilfully mutilates, defaces or destroys any structure, monument or marker lawfully erected within the boundaries of said park, or any notice, rule or regulation of said park authority, posted in conformity with the provisions of this section, shall be punished by a fine of not more than \$50 and costs, or by imprisonment for not more than 30 days, or by both such fine and imprisonment.

Sec. 31-B. Police supervision; power to arrest. Said authority shall exercise police supervision over Baxter State Park. The agents or representatives of the Baxter State Park authority, designated for that purpose by said park authority are authorized and empowered to arrest with or without warrant any person within the state who is committing, or to detain, until a warrant has been obtained, any person within the state who has been seen by said agents or representatives committing any offense against the state laws, or any violation of any rule or regulation of the Baxter State Park authority within said park, but no dwelling-house shall be searched for the purpose of such arrest without a warrant, and then only in the daytime, and no sealed railroad car shall be entered for the purpose of such arrest without such warrant.

Sec. 31-C. Jurisdiction. Trial justices and municipal courts within their counties shall have original and concurrent jurisdiction with the superior court in all prosecutions under any provision of sections 31-A to

31-D, inclusive. Any person, arrested as a violator of said sections, shall with reasonable diligence be taken before the municipal court nearest to where the offense is alleged to have been committed for a warrant and trial, and in such case jurisdiction is hereby granted to all municipal courts in adjoining counties to be exercised in the same manner as if the offense had been committed in that county. Provided, however, that if a trial justice whose usual place of holding court in the county where the offense is alleged to have been committed is nearer to where the offense is alleged to have been committed than is any municipal court, such violator may be taken before such trial justice for warrant and trial.

Sec. 31-D. Limitation. The powers and duties of the Baxter State Park authority shall not be so construed as to interfere or conflict in any way with the powers and duties of the Maine state park commission, department of inland fisheries and game or the forestry department and their duly appointed wardens, and the enforcement of the inland fisheries and game and forestry laws in respect to Baxter State Park or to the state generally.'

Effective August 6, 1949

Chapter 79

AN ACT Relating to Motor Vehicle Licenses for Amputee Veterans.

Emergency preamble. Whereas, public law 663, 79th congress, as amended, authorized the veterans administration to supply free automobiles to certain amputee veterans of World War II; and

Whereas, automobiles have been given free, under said law, to 142 amputee veterans of Maine, who now must under existing legislation assume the personal expense of paying the fee for a motor vehicle operator's license before they may enjoy the use of such automobile; and

Whereas, said fee must be paid prior to January 1st in order to enable the issuance of such operator's license for the current year; and

Whereas, the people of Maine recognize the fact that all they own and all the privileges which they continue to enjoy, they owe to those who have defended them on the field of battle; and that these amputee veterans should